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11-25-03

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 072982/0219

Applicant: Yushi NIWA  
Title: TRAVEL INFORMATION DISTRIBUTION SYSTEM  
Serial No.: 09/832,926  
Filed: April 12, 2001  
Examiner: Unknown  
Art Unit: 2166

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**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §1.56 and 37 CFR §1.97**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Submitted herewith on Form PTO-SB/08 is a listing of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR 1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR 1.97 and 1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a prima facie prior art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The instant Information Disclosure Statement is believed to be filed in accordance with 37 C.F.R. 1.97(b), prior to the mailing date of a first Office Action on the merits (first scenario). If that is not the case, such as in a second scenario in which a first Office Action on the merits has been mailed before the filing of the instant Information Disclosure Statement, then either a certification or fee is required, and a certification is provided below. If neither of the first or second scenarios is the case, such as if a final Office Action or a notice of allowance has been mailed by the PTO (third scenario), then both a certification and fee are required, and in that case a certification is provided below and also the PTO is authorized to obtain the necessary fee to have the instant IDS considered, from Foley & Lardner Deposit Account #19-0741.

**CERTIFICATION**

The undersigned hereby certifies in accordance with 37 C.F.R. §1.97(e)(1) that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Statement.

**RELEVANCE OF EACH DOCUMENT**

A translation of a portion of a Korean Office Action that issued August 18, 2003 with respect to a counterpart Korean patent application is provided below.

"The invention described in Claims 1 to 34 of the invention of the present application is related to a travel information delivery system wherein a user visits a travel agency and prepares a travel itinerary, and the aforementioned user travel itinerary is presented to a delivery center; via the cell phone or terminal of the user, the aforementioned delivery center provides information on travel locations that the user will visit according to the aforementioned travel itinerary; or, the travel information is presented to the user by determining the position of the cell phone or terminal of the user and by adjusting the aforementioned itinerary based on calculating the arrival time at the travel location, etc. scheduled in the itinerary.

We find that a person skilled in the art could easily have invented this based on [1] Japanese Unexamined Patent Application Publication H11-143358 (May 28, 1999, called "Cited Literature 1" henceforth), which is a travel support system provided with an input means to input the information necessary to prepare travel plan data, a travel plan preparation means to prepare travel plan data using the data input from the input means, and a plan data transmission means to transmit the travel plan data prepared by the travel plan preparation means to a travel support server, wherein: a travel support server receives the travel plan data sent from a travel data editing device, navigation equipment requests that the travel data plan memorized in a data memory means be read, the travel support server requests the travel plan data to be transmitted, and the travel plan data sent from the support server is received; and based on [2] Japanese Unexamined Patent Application Publication H12-28391 (January 28, 2000, called "Cited Literature 2" henceforth), which provides tourist information wherein the current position is calculated based on signals sent and received from a GPS, and the connection is made between calculated positional data and related information.

#### Attachments

Attachment 1 - Cited Literature 1: Japanese Unexamined Patent Application Publication H11-143358 (May 28, 1999) 1 copy

Attachment 2 - Cited Literature 2: Japanese Unexamined Patent Application Publication H12-028391 (January 28, 2000) 1 copy."

Applicant's statements regarding the Korean Office Action are based on a partial translation that Applicant's representative obtained. These statements should in no way be considered as an agreement by Applicant with, or an admission of, what is asserted in the Korean Office Action.

Applicant respectfully request that the listed documents be considered by the Examiner and formally be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

Respectfully submitted,

November 17, 2003  
Date

Phillip J. Articola  
Phillip J. Articola  
Registration No. 38,819

FOLEY & LARDNER  
Washington Harbour  
3000 K Street, N.W., Suite 500  
Washington, D.C. 20007-5143  
Telephone: (202) 672-5300  
Facsimile: (202) 672-5399

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Substitute for form 1449B/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  Date Submitted: November 17, 2003 <i>(use as many sheets as necessary)</i>		<b>Complete if Known</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>09/832,926</td> </tr> <tr> <td>Filing Date</td> <td>04/12/2001</td> </tr> <tr> <td>First Named Inventor</td> <td>Yushi NIWA</td> </tr> <tr> <td>Group Art Unit</td> <td>2166</td> </tr> <tr> <td>Examiner Name</td> <td>Unknown</td> </tr> <tr> <td>Attorney Docket Number</td> <td>072982-0219</td> </tr> </table>		Application Number	09/832,926	Filing Date	04/12/2001	First Named Inventor	Yushi NIWA	Group Art Unit	2166	Examiner Name	Unknown	Attorney Docket Number	072982-0219
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U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
	A1	JP	11-143358		05/28/1999			X
	A2	JP	2000-28391		01/28/2000			X

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>

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Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.